

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

STEPHANIE P. JONES, )  
Plaintiff, )  
v. ) Case No. 2:07-cv-0695-WKW  
AMERICAN TELEPHONE AND )  
TELEGRAPH COMPANY, INC., *et al.*, )  
Defendants. )

## **ORDER**

Before the court is Plaintiff's Notice of Dismissal of Defendant American Telephone and Telegraph Company, Inc. (Doc. # 13). Since defendant American Telephone and Telegraph Company, Inc., has not yet answered or filed a motion for summary judgment, the plaintiff is entitled to dismiss an action pursuant to Fed. R. Civ. P. 41(a)(1)(i), which permits voluntary dismissal by a plaintiff. Accordingly, it is ORDERED that defendant American Telephone and Telegraph Company, Inc., is DISMISSED without prejudice. Plaintiff's claims against all other defendants remain pending.

DONE this 24th day of September, 2007.

/s/ W. Keith Watkins  
UNITED STATES DISTRICT JUDGE